

ADRMOP,CLOSED,CONSENT,ProSe,RELATE

U.S. District Court
California Northern District (San Francisco)
CIVIL DOCKET FOR CASE #: 3:17-cv-01240-JCS

Frost v. United States Department of Justice
Assigned to: Magistrate Judge Joseph C. Spero
Relate Case Case: 3:17-cv-01239-WHO
Case in other court: **18-15595**
Cause: 05:552 Freedom of Information Act

Date Filed: 03/09/2017
Date Terminated: 03/13/2019
Jury Demand: Plaintiff
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**Vinton P. Frost**

represented by **Vinton P. Frost**
516 O'Farrell Street, #611
San Francisco, CA 94102
(415) 608-1029
PRO SE

V.

Defendant**United States Department of Justice**

represented by **James A. Scharf**
Office of the United States Attorney
Civil Division, San Jose
150 Almaden Blvd., Suite 900
San Jose, CA 95113
(408) 535-5044
Fax: (408) 535-5081
Email: james.scharf@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Melanie Ann Pustay
TERMINATED: 05/25/2017

Defendant

Sean O'Neill
TERMINATED: 05/25/2017

Defendant

Office of Information Policy
TERMINATED: 07/07/2017

Date Filed	#	Docket Text
03/09/2017	<u>1</u>	COMPLAINT against United States Department of Justice (Filing Fee IFPP). Filed by Vinton P. Frost. (Attachments: # <u>1</u> Civil Cover Sheet) (gbaS, COURT STAFF) (Filed on 3/9/2017) (Entered: 03/09/2017)
03/09/2017	<u>2</u>	MOTION for Leave to Proceed in forma pauperis filed by Vinton P. Frost. (gbaS, COURT STAFF) (Filed on 3/9/2017) (Entered: 03/09/2017)
03/09/2017	<u>3</u>	CONSENT/DECLINATION to Proceed Before a US Magistrate Judge by Vinton P. Frost.. (gbaS, COURT STAFF) (Filed on 3/9/2017) (Entered: 03/09/2017)
03/09/2017	<u>4</u>	Initial Case Management Scheduling Order with ADR Deadlines: Case Management Statement due by 6/2/2017. Case Management Conference set for 6/9/2017 02:00 PM in Courtroom G, 15th Floor, San Francisco. (gbaS, COURT

		STAFF) (Filed on 3/9/2017) (Entered: 03/09/2017)
03/27/2017	<u>5</u>	ORDER by Judge Joseph C. Spero granting <u>2</u> Motion for Leave to Proceed in forma pauperis. (jcscl1S, COURT STAFF) (Filed on 3/27/2017) (Additional attachment(s) added on 3/27/2017: # <u>1</u> Certificate/Proof of Service) (klhS, COURT STAFF). (Entered: 03/27/2017)
03/28/2017	<u>6</u>	MOTION for Relief filed by Vinton P. Frost. Responses due by 4/11/2017. Replies due by 4/18/2017. (gbaS, COURT STAFF) (Filed on 3/28/2017) (Entered: 03/29/2017)
03/30/2017	<u>7</u>	FIRST AMENDED COMPLAINT against United States Department of Justice, Melanie Ann Pustay, Sean O'Neill. Filed by Vinton P. Frost. (gbaS, COURT STAFF) (Filed on 3/30/2017) (Entered: 03/30/2017)
04/10/2017	<u>8</u>	ORDER RELATING CASE to 3:17-cv-01239 JCS Frost v. National Security Agency. Related cases: Create association to 3:17-cv-01239-JCS. Signed by Chief Magistrate Judge Joseph C. Spero on 4/10/17. (klhS, COURT STAFF) (Filed on 4/10/2017) (Entered: 04/10/2017)
04/17/2017	<u>9</u>	ORDER FINDING CASE IS NOT RELATED to 17-cv-01239 JCS, 17-cv-01240 JCS, 17-CV-01587 LB. Signed by Judge Nathanael Cousins on 4/17/2017. (Attachments: # <u>1</u> Certificate/Proof of Service)(lmh, COURT STAFF) (Filed on 4/17/2017) (Entered: 04/17/2017)
05/08/2017	<u>10</u>	Erroneous Entry--Please Ignore--See Below For Corrected Document Received Document: "Supplemental Complaint" by Vinton P. Frost. (msr, COURT STAFF) (Filed on 5/8/2017) Modified on 5/9/2017 (msr, COURT STAFF). (Entered: 05/09/2017)
05/08/2017	<u>11</u>	Received Document "Supplemental Complaint" by Vinton P. Frost. (msr, COURT STAFF) (Filed on 5/8/2017) (Entered: 05/09/2017)
05/15/2017	<u>12</u>	ORDER by Judge Joseph C. Spero reviewing complaint pursuant to 28 USC section 1915, dismissing claims against Defendants Pustay and O'Neill with prejudice and without leave to amend, dismissing claims against the Department of Justice with leave to amend, vacating June 9, 2017 Case Management Conference, and denying <u>6</u> Motion for Appointment of Counsel without prejudice. Plaintiff's amended complaint shall be filed within thirty (30) days. (jcscl1S, COURT STAFF) (Filed on 5/15/2017) (Additional attachment(s) added on 5/15/2017: # <u>1</u> Certificate/Proof of Service) (klhS, COURT STAFF). (Entered: 05/15/2017)
05/22/2017	<u>13</u>	SECOND AMENDED COMPLAINT; Demand for Jury Trial against United States Department of Justice, Office of Information Policy. Filed by Vinton P. Frost. (gbaS, COURT STAFF) (Filed on 5/22/2017) (Entered: 05/25/2017)
06/02/2017	<u>14</u>	MOTION to Continue Case Management Conference filed by Vinton P. Frost. (msr, COURT STAFF) (Filed on 6/2/2017) (Entered: 06/05/2017)
06/05/2017	<u>15</u>	ORDER by Judge Joseph C. Spero granting <u>14</u> Motion to Continue. The June 9, 2017 Case Management Conference has been vacated. (jcscl1S, COURT STAFF) (Filed on 6/5/2017) (Entered: 06/05/2017)
06/05/2017	<u>16</u>	CERTIFICATE OF SERVICE re <u>15</u> Order on Motion to Continue. (tmiS, COURT STAFF) (Filed on 6/5/2017) (Entered: 06/05/2017)
06/05/2017	<u>17</u>	NOTICE of Constitutional Challenge by Vinton P. Frost (gbaS, COURT STAFF) (Filed on 6/5/2017) (Entered: 06/16/2017)
06/12/2017	<u>18</u>	SECOND SUPPLEMENTAL COMPLAINT against Office of Information Policy, United States Department of Justice. Filed by Vinton P. Frost. (gbaS, COURT STAFF) (Filed on 6/12/2017) (Entered: 06/16/2017)
06/21/2017	<u>19</u>	DEMAND for Trial by Jury by Vinton P. Frost. (gbaS, COURT STAFF) (Filed on 6/21/2017) (Entered: 06/25/2017)
06/26/2017	<u>20</u>	NOTICE of Withdrawal by Vinton P. Frost re <u>19</u> Jury Demand, <u>18</u> Second Supplemental Complaint. (gbaS, COURT STAFF) (Filed on 6/26/2017) (Entered: 06/26/2017)

		06/27/2017)
06/28/2017	<u>21</u>	ORDER REVIEWING SECOND AMENDED COMPLAINT AND ORDERING SERVICE OF THE SECOND AMENDED COMPLAINT ON THE DEPARTMENT OF JUSTICE. Signed by Judge Joseph C. Spero on June 28, 2017. (jcs1S, COURT STAFF) (Filed on 6/28/2017) (Additional attachment(s) added on 6/28/2017: # <u>1</u> Certificate/Proof of Service) (klhS, COURT STAFF). (Entered: 06/28/2017)
07/07/2017	<u>22</u>	Summons Issued as to United States Department of Justice. (Attachments: # <u>1</u> USM-285 Forms) (gbaS, COURT STAFF) (Filed on 7/7/2017) (Entered: 07/07/2017)
07/13/2017	<u>23</u>	NOTICE of Acknowledgment of Receipt submitted by U.S. Marshals Service re <u>22</u> Summons Issued. (gbaS, COURT STAFF) (Filed on 7/13/2017) (Entered: 07/13/2017)
08/02/2017	<u>24</u>	SUMMONS Returned Executed United States Department of Justice served on 7/26/2017, answer due 9/25/2017. (gbaS, COURT STAFF) (Filed on 8/2/2017) (Entered: 08/02/2017)
08/03/2017	<u>26</u>	MOTION to Transfer Venue filed by Vinton P. Frost. Responses due by 8/17/2017. Replies due by 8/24/2017. (gbaS, COURT STAFF) (Filed on 8/3/2017) (Entered: 08/04/2017)
08/03/2017	<u>27</u>	MOTION to Correct Docket Entry re <u>24</u> Summons Returned Executed as to USA filed by Vinton P. Frost. Responses due by 8/17/2017. Replies due by 8/24/2017. (gbaS, COURT STAFF) (Filed on 8/3/2017) (Entered: 08/04/2017)
08/04/2017	<u>25</u>	NOTICE of Appearance by James A. Scharf and CONSENT/DECLINATION TO PROCEED BEFORE A MAGISTRATE JUDGE (Scharf, James) (Filed on 8/4/2017) Modified on 8/8/2017 (klhS, COURT STAFF). (Entered: 08/04/2017)
08/07/2017	<u>28</u>	Statement of Non-Opposition re <u>26</u> MOTION to Transfer Case filed by United States Department of Justice. (Related document(s) <u>26</u>) (Scharf, James) (Filed on 8/7/2017) (Entered: 08/07/2017)
08/08/2017	<u>29</u>	CLERK'S NOTICE Re: Consent or Declination: Defendant shall file a consent or declination to proceed before a magistrate judge. Consent/Declination due by 8/22/2017. Note that any party is free to withhold consent to proceed before a magistrate judge without adverse substantive consequences. The forms are available at: http://cand.uscourts.gov/civilforms . (Party/parties were also notified via telephone or email.) Consent/Declination due by 8/22/2017. (klhS, COURT STAFF) (Filed on 8/8/2017) (Entered: 08/08/2017)
08/10/2017	<u>30</u>	ORDER by Judge Joseph C. Spero denying <u>26</u> Motion to Transfer Case; denying <u>27</u> Motion for correction of docket entry. (jcs1S, COURT STAFF) (Filed on 8/10/2017) (Additional attachment(s) added on 8/10/2017: # <u>1</u> Certificate/Proof of Service) (klhS, COURT STAFF). (Entered: 08/10/2017)
08/17/2017	<u>31</u>	MOTION to Sanction Attorney for Defendant filed by Vinton P. Frost. Responses due by 8/31/2017. Replies due by 9/7/2017. (gbaS, COURT STAFF) (Filed on 8/17/2017) (Entered: 08/17/2017)
08/18/2017	<u>32</u>	ORDER by Judge Joseph C. Spero denying <u>31</u> Motion for Sanctions. If the parties make reasonable and good faith efforts to meet and confer by telephone and/or by email and are unable to agree on a joint schedule for the case, they may submit separate proposed schedules for the case by September 26, 2017. (jcs1S, COURT STAFF) (Filed on 8/18/2017) (Additional attachment(s) added on 8/21/2017: # <u>1</u> Certificate/Proof of Service) (klhS, COURT STAFF). (Entered: 08/18/2017)
08/22/2017	<u>33</u>	MOTION to Appoint Counsel filed by Vinton P. Frost. (gbaS, COURT STAFF) (Filed on 8/22/2017) (Entered: 08/22/2017)
08/23/2017	<u>34</u>	ANSWER to Amended Complaint by United States Department of Justice. (Attachments: # <u>1</u> Certificate/Proof of Service)(Scharf, James) (Filed on 8/23/2017) (Entered: 08/23/2017)

08/23/2017	<u>35</u>	NOTICE of Proposed Schedule by United States Department of Justice (Attachments: # <u>1</u> Certificate/Proof of Service)(Scharf, James) (Filed on 8/23/2017) Modified on 8/23/2017 (gbaS, COURT STAFF). (Entered: 08/23/2017)
08/23/2017	<u>36</u>	ORDER by Judge Joseph C. Spero denying <u>33</u> Motion to Appoint Counsel. (jcscl1S, COURT STAFF) (Filed on 8/23/2017) (Additional attachment(s) added on 8/23/2017: # <u>1</u> Certificate/Proof of Service) (klhS, COURT STAFF). (Entered: 08/23/2017)
08/23/2017	<u>37</u>	NOTICE by Vinton P. Frost (gbaS, COURT STAFF) (Filed on 8/23/2017) (Entered: 08/24/2017)
08/29/2017	<u>38</u>	Response to Order for Scheduling by Vinton P. Frost. (gbaS, COURT STAFF) (Filed on 8/29/2017) (Entered: 08/30/2017)
08/31/2017	<u>39</u>	OBJECTIONS to re <u>38</u> Response <i>Defendant's Objection to Plaintiff's Response to Order for Scheduling</i> by United States Department of Justice. (Attachments: # <u>1</u> Certificate/Proof of Service)(Scharf, James) (Filed on 8/31/2017) (Entered: 08/31/2017)
09/05/2017	<u>41</u>	MOTION for Court Order on Recordings filed by Vinton P. Frost. Responses due by 9/19/2017. Replies due by 9/26/2017. (gbaS, COURT STAFF) (Filed on 9/5/2017) (Entered: 09/07/2017)
09/06/2017	<u>40</u>	SCHEDULING ORDER : Defendant's Motion for Summary Judgment due by 11/30/2017. Plaintiff's Cross Motions due by 12/29/2017. Replies due by 2/9/2018. Responses due by 1/26/2018. Motion Hearing set for 3/2/2018 09:30 AM in Courtroom G, 15th Floor, San Francisco before Chief Magistrate Judge Joseph C. Spero. Signed by Chief Magistrate Judge Joseph C. Spero on 9/6/17. (klhS, COURT STAFF) (Filed on 9/6/2017) (Entered: 09/06/2017)
09/06/2017	<u>42</u>	MOTION Judicial Review filed by Vinton P. Frost. Responses due by 9/20/2017. Replies due by 9/27/2017. (gbaS, COURT STAFF) (Filed on 9/6/2017) (Entered: 09/07/2017)
09/08/2017	<u>43</u>	OPPOSITION/RESPONSE (re <u>42</u> MOTION Judicial Review, <u>41</u> MOTION for Court Order on Recordings) filed by United States Department of Justice. (Attachments: # <u>1</u> Certificate/Proof of Service)(Scharf, James) (Filed on 9/8/2017) (Entered: 09/08/2017)
09/12/2017	<u>44</u>	ORDER by Judge Joseph C. Spero denying <u>41</u> Motion for leave to record telephone conversations with counsel; and denying <u>42</u> Motion for in camera review of documents produced in response to FOIA request. (jcscl1, COURT STAFF) (Filed on 9/12/2017) (Additional attachment(s) added on 9/12/2017: # <u>1</u> Certificate of Service) (ahm, COURT STAFF). (Entered: 09/12/2017)
09/26/2017	<u>46</u>	MOTION for Ninth Circuit to take notice filed by Vinton P. Frost. Responses due by 10/10/2017. Replies due by 10/17/2017. (gbaS, COURT STAFF) (Filed on 9/26/2017) (Entered: 09/28/2017)
09/26/2017	<u>47</u>	NOTICE by Vinton P. Frost. (gbaS, COURT STAFF) (Filed on 9/26/2017) (Entered: 09/28/2017)
09/28/2017	<u>45</u>	NOTICE by United States Department of Justice re <u>40</u> Case Management Scheduling Order,, Set Deadlines/Hearings, (Scharf, James) (Filed on 9/28/2017) (Entered: 09/28/2017)
09/29/2017	<u>48</u>	MOTION for Leave of Court filed by Vinton P. Frost. Responses due by 10/13/2017. Replies due by 10/20/2017. (gbaS, COURT STAFF) (Filed on 9/29/2017) (Entered: 09/29/2017)
10/02/2017	<u>49</u>	OPPOSITION/RESPONSE (re <u>48</u> MOTION for Leave of Court) filed by United States Department of Justice. (Attachments: # <u>1</u> Certificate/Proof of Service)(Scharf, James) (Filed on 10/2/2017) (Entered: 10/02/2017)
10/06/2017	<u>50</u>	NOTICE by Vinton P. Frost (gbaS, COURT STAFF) (Filed on 10/6/2017) (Entered: 10/06/2017)
10/10/2017	<u>51</u>	ORDER by Judge Joseph C. Spero denying <u>46</u> request for Ninth Circuit library privileges; denying <u>48</u> Motion Stay or Modification of Case schedule. (jcscl1S,

		COURT STAFF) (Filed on 10/10/2017) (Additional attachment(s) added on 10/10/2017: # <u>1</u> Certificate/Proof of Service) (klhS, COURT STAFF). (Entered: 10/10/2017)
10/17/2017	<u>52</u>	MOTION for Reconsideration re <u>51</u> Order filed by Vinton P. Frost. (gbaS, COURT STAFF) (Filed on 10/17/2017) (Entered: 10/17/2017)
10/17/2017	<u>53</u>	MOTION for Leave to File Motion for Reconsideration filed by Vinton P. Frost. (gbaS, COURT STAFF) (Filed on 10/17/2017) (Entered: 10/17/2017)
10/18/2017	<u>54</u>	MOTION for Library Privileges filed by Vinton P. Frost. Responses due by 11/1/2017. Replies due by 11/8/2017. (gbaS, COURT STAFF) (Filed on 10/18/2017) (Entered: 10/18/2017)
10/25/2017	<u>56</u>	NOTICE: Request for Additional Agency Response by Vinton P. Frost (gbaS, COURT STAFF) (Filed on 10/25/2017) (Entered: 10/27/2017)
10/27/2017	<u>55</u>	ORDER by Judge Joseph C. Spero denying <u>52</u> Motion for Reconsideration ; denying <u>53</u> Motion for Leave to File Motion for Reconsideration; denying <u>54</u> Motion for Library Borrowing Privileges. (jcs1c1S, COURT STAFF) (Filed on 10/27/2017) (Additional attachment(s) added on 10/27/2017: # <u>1</u> Certificate/Proof of Service) (klhS, COURT STAFF). (Entered: 10/27/2017)
10/27/2017	<u>57</u>	RESPONSE to re <u>56</u> Notice (Other) by United States Department of Justice. (Attachments: # <u>1</u> Certificate/Proof of Service)(Scharf, James) (Filed on 10/27/2017) (Entered: 10/27/2017)
10/31/2017	<u>58</u>	MOTION for Recusal filed by Vinton P. Frost. Responses due by 11/14/2017. Replies due by 11/21/2017. (gbaS, COURT STAFF) (Filed on 10/31/2017) (Entered: 10/31/2017)
11/06/2017	<u>59</u>	ORDER by Judge Joseph C. Spero denying <u>58</u> Motion for Recusal. (jcs1c1S, COURT STAFF) (Filed on 11/6/2017) (Additional attachment(s) added on 11/7/2017: # <u>1</u> Certificate/Proof of Service) (klhS, COURT STAFF). (Entered: 11/06/2017)
11/08/2017	<u>60</u>	MOTION for Leave of Court to File Motion for Reconsideration of Motion for Recusal filed by Vinton P. Frost. (gbaS, COURT STAFF) (Filed on 11/8/2017) (Entered: 11/08/2017)
11/14/2017	<u>61</u>	SECOND NOTICE: Request for Additional Agency Response by Vinton P. Frost (gbaS, COURT STAFF) (Filed on 11/14/2017) (Entered: 11/14/2017)
11/16/2017	<u>62</u>	THIRD NOTICE: Request for Additional Agency Response by Vinton P. Frost (gbaS, COURT STAFF) (Filed on 11/16/2017) (Entered: 11/16/2017)
11/20/2017	<u>63</u>	ORDER by Judge Joseph C. Spero denying <u>60</u> Motion for Leave to File Motion for Reconsideration. (jcs1c1S, COURT STAFF) (Filed on 11/20/2017) (Additional attachment(s) added on 11/21/2017: # <u>1</u> Certificate/Proof of Service) (klhS, COURT STAFF). (Entered: 11/20/2017)
11/22/2017	<u>64</u>	OBJECTION to <u>63</u> Order Denying Motion for Leave for Reconsideration by Vinton P. Frost. (gbaS, COURT STAFF) (Filed on 11/22/2017) (Entered: 11/22/2017)
11/29/2017	<u>68</u>	MOTION Modify Schedule filed by Vinton P. Frost. Responses due by 12/13/2017. Replies due by 12/20/2017. (gbaS, COURT STAFF) (Filed on 11/29/2017) (Entered: 12/03/2017)
11/30/2017	<u>65</u>	MOTION for Summary Judgment filed by United States Department of Justice. Motion Hearing set for 3/2/2018 09:30 AM in Courtroom G, 15th Floor, San Francisco before Magistrate Judge Joseph C. Spero. Responses due by 12/14/2017. Replies due by 12/21/2017. (Attachments: *** # <u>1</u> Declaration of Daniel R. Castellano DOCUMENT LOCKED AT FILER'S REQUEST. DOCUMENT TO BE REFILED LATER. *** , # <u>2</u> Declaration of David M. Hardy, # <u>3</u> Certificate/Proof of Service)(Scharf, James) (Filed on 11/30/2017) Modified on 1/23/2018 (ewn, COURT STAFF). (Entered: 11/30/2017)
11/30/2017	<u>66</u>	Declaration of David M. Hardy in Support of <u>65</u> MOTION for Summary Judgment (<i>to replace dkt. 65-2 which did not load in a readable format</i>) filed by United States

		Department of Justice. (Attachments: # TEMPORARY SEAL BY COURT ORDER (1) Exhibit A through G, # <u>2</u> Certificate/Proof of Service)(Related document(s) <u>65</u>) (Scharf, James) (Filed on 11/30/2017) Modified on 5/4/2018 (klhS, COURT STAFF). (Entered: 11/30/2017)
11/30/2017	<u>67</u>	Declaration of David M. Hardy in Support of <u>66</u> Declaration in Support, (<i>signature page</i>) filed by United States Department of Justice. (Attachments: # <u>1</u> Certificate/Proof of Service)(Related document(s) <u>66</u>) (Scharf, James) (Filed on 11/30/2017) (Entered: 11/30/2017)
12/05/2017	<u>69</u>	Statement re <u>68</u> MOTION Modify Schedule (<i>No Opposition</i>) by United States Department of Justice. (Scharf, James) (Filed on 12/5/2017) (Entered: 12/05/2017)
12/06/2017	<u>70</u>	ORDER by Judge Joseph C. Spero granting <u>68</u> Motion Modify Briefing Schedule. Plaintiffs opposition and cross-motion for summary judgment shall be filed and served on or before February 2, 2018 (previously December 29, 2017); Defendants reply and opposition to Plaintiff's cross-motion for summary judgment shall be filed and served by March 2, 2018 (previously January 26, 2018); Plaintiffs reply shall be filed and served on or before March 16, 2018 (previously February 9, 2018). The hearing on the motions is continued to April 20, 2018, at 9:30 AM. (jcslc1S, COURT STAFF) (Filed on 12/6/2017) (Additional attachment(s) added on 12/6/2017: # <u>1</u> Certificate/Proof of Service) (klhS, COURT STAFF). (Entered: 12/06/2017)
12/06/2017		Set Deadlines/Hearings:, Set/Reset Deadlines as to <u>65</u> MOTION for Summary Judgment . Cross Motions due by 2/2/2018. Replies due by 3/2/2018. Responses due by 2/2/2018. Replies due 3/16/18 Motion Hearing set for 4/20/2018 09:30 AM in Courtroom G, 15th Floor, San Francisco before Magistrate Judge Joseph C. Spero. (klhS, COURT STAFF) (Filed on 12/6/2017) (Entered: 12/06/2017)
12/22/2017	<u>71</u>	MOTION For Indicative Ruling filed by Vinton P. Frost. Responses due by 1/5/2018. Replies due by 1/12/2018. (msrS, COURT STAFF) (Filed on 12/22/2017) (Entered: 12/22/2017)
12/26/2017	<u>72</u>	ORDER by Judge Joseph C. Spero denying <u>71</u> Motion for Indicative Ruling. (jcslc1S, COURT STAFF) (Filed on 12/26/2017) (Additional attachment(s) added on 12/27/2017: # <u>1</u> Certificate/Proof of Service) (klhS, COURT STAFF). (Entered: 12/26/2017)
01/08/2018	<u>73</u>	SECOND MOTION to Modify Schedule filed by Vinton P. Frost. Responses due by 1/22/2018. Replies due by 1/29/2018. (gbaS, COURT STAFF) (Filed on 1/8/2018) (Entered: 01/09/2018)
01/09/2018	<u>74</u>	OPPOSITION/RESPONSE (re <u>73</u> MOTION to Modify Schedule) filed by United States Department of Justice. (Attachments: # <u>1</u> Certificate/Proof of Service)(Scharf, James) (Filed on 1/9/2018) (Entered: 01/09/2018)
01/10/2018	<u>75</u>	REPLY (re <u>73</u> MOTION to Modify Schedule) filed by Vinton P. Frost. (gbaS, COURT STAFF) (Filed on 1/10/2018) (Entered: 01/10/2018)
01/11/2018	<u>76</u>	ORDER by Judge Joseph C. Spero denying <u>73</u> Motion for extension of deadline to file opposition brief. (jcslc1S, COURT STAFF) (Filed on 1/11/2018) (Additional attachment(s) added on 1/12/2018: # <u>1</u> Certificate/Proof of Service) (klhS, COURT STAFF). (Entered: 01/11/2018)
01/18/2018	<u>77</u>	EMERGENCY MOTION to Protect Plaintiff's Privacy filed by Vinton P. Frost. Responses due by 2/1/2018. Replies due by 2/8/2018. (gbaS, COURT STAFF) (Filed on 1/18/2018) (Entered: 01/21/2018)
01/18/2018	<u>78</u>	NOTICE of need to correct docket by Vinton P. Frost (gbaS, COURT STAFF) (Filed on 1/18/2018) (Entered: 01/21/2018)
01/22/2018	<u>79</u>	OPPOSITION/RESPONSE (re <u>77</u> MOTION to Protect Plaintiff's Privacy) filed by United States Department of Justice. (Scharf, James) (Filed on 1/22/2018) (Entered: 01/22/2018)
01/22/2018	<u>80</u>	CERTIFICATE OF SERVICE by United States Department of Justice re <u>79</u> Opposition/Response to Motion (Scharf, James) (Filed on 1/22/2018) (Entered: 01/22/2018)

		01/22/2018)
01/23/2018	<u>81</u>	MOTION to Remove Incorrectly Filed Document (<i>Dkt. No. 65-1</i>) filed by United States Department of Justice. (Attachments: # <u>1</u> Certificate/Proof of Service)(Scharf, James) (Filed on 1/23/2018) (Entered: 01/23/2018)
01/23/2018	<u>82</u>	Declaration of Daniel R. Castellano (with redactions) in Support of <u>65</u> MOTION for Summary Judgment filed by United States Department of Justice. (Attachments: # <u>1</u> Certificate/Proof of Service)(Related document(s) <u>65</u>) (Scharf, James) (Filed on 1/23/2018) (Entered: 01/23/2018)
01/25/2018	<u>83</u>	REPLY to (<u>77</u> MOTION to Protect Plaintiff's Privacy) filed by Vinton P. Frost. (gbaS, COURT STAFF) (Filed on 1/25/2018) (Entered: 01/25/2018)
02/02/2018	<u>84</u>	OPPOSITION to (<u>65</u> MOTION for Summary Judgment) and Cross-Motion Under Rule 56(d) to defer or Deny, and to Order Discovery Motion filed by Vinton P. Frost. (gbaS, COURT STAFF) (Filed on 2/2/2018) (Entered: 02/07/2018)
02/02/2018	<u>84</u>	CROSS-MOTION Under Rule 56(d) to Defer or Deny, and to Order Discovery Motion filed by Vinton P. Frost. Responses due by 2/16/2018. Replies due by 2/23/2018. (gbaS, COURT STAFF) (Filed on 2/2/2018) (Entered: 02/08/2018)
02/12/2018	<u>85</u>	ORDER by Judge Joseph C. Spero GRANTING <u>81</u> MOTION TO REMOVE INCORRECTLY FILED DOCUMENT AND DENYING <u>77</u> EMERGENCY MOTION. (jcscl1S, COURT STAFF) (Filed on 2/12/2018) (Additional attachment(s) added on 2/12/2018: # <u>1</u> Certificate/Proof of Service) (klhS, COURT STAFF). (Entered: 02/12/2018)
02/13/2018	<u>86</u>	MOTION for Permission to add supplemental complaint regarding antitrust for a request appeal; supplemental complaint. Responses due by 2/27/2018. Replies due by 3/6/2018. (gbaS, COURT STAFF) (Filed on 2/13/2018) (Entered: 02/14/2018)
02/15/2018	<u>87</u>	ORDER by Judge Joseph C. Spero denying <u>86</u> Motion for Leave to File Supplemental Complaint. (jcscl1, COURT STAFF) (Filed on 2/15/2018) (Additional attachment(s) added on 2/16/2018: # <u>1</u> Certificate/Proof of Service) (klhS, COURT STAFF). (Entered: 02/15/2018)
02/21/2018	<u>88</u>	MOTION for Clarification filed by Vinton P. Frost. Responses due by 3/7/2018. Replies due by 3/14/2018. (gbaS, COURT STAFF) (Filed on 2/21/2018) (Entered: 02/21/2018)
02/21/2018	<u>89</u>	MOTION for Defendant's Certification filed by Vinton P. Frost. Responses due by 3/7/2018. Replies due by 3/14/2018. (gbaS, COURT STAFF) (Filed on 2/21/2018) (Entered: 02/21/2018)
02/22/2018	<u>90</u>	ORDER by Judge Joseph C. Spero granting <u>88</u> Motion for clarification. (jcscl1S, COURT STAFF) (Filed on 2/22/2018) (Additional attachment(s) added on 2/23/2018: # <u>1</u> Certificate/Proof of Service) (klhS, COURT STAFF). (Entered: 02/22/2018)
02/26/2018	<u>91</u>	MOTION to Allow Video Recording in the Courtroom filed by Vinton P. Frost. Responses due by 3/12/2018. Replies due by 3/19/2018. (Attachments: # <u>1</u> Envelope) (gbaS, COURT STAFF) (Filed on 2/26/2018) (Entered: 02/27/2018)
02/28/2018	<u>92</u>	OPPOSITION/RESPONSE (re <u>84</u> MOTION Under Rule 56(d) to Defer or Deny, and to Order Discovery Motion) <i>Defendant</i> filed by United States Department of Justice. (Attachments: # <u>1</u> Certificate/Proof of Service)(Scharf, James) (Filed on 2/28/2018) (Entered: 02/28/2018)
03/01/2018	<u>93</u>	ORDER, signed 3/1/18, by Chief Magistrate Judge Joseph C. Spero denying <u>91</u> Motion to Allow Video Recording in the Courtroom. (Attachments: # <u>1</u> Certificate/Proof of Service)(klhS, COURT STAFF) (Filed on 3/1/2018) (Entered: 03/01/2018)
03/16/2018	<u>94</u>	REPLY to (<u>84</u> MOTION Under Rule 56(d) to Defer or Deny, and to Order Discovery Motion, <u>89</u> MOTION for Defendant's Certification, <u>65</u> MOTION for Summary Judgment) filed by Vinton P. Frost. (gbaS, COURT STAFF) (Filed on 3/16/2018) (Entered: 03/19/2018)

04/04/2018	<u>95</u>	ORDER by Judge Joseph C. Spero granting in part Defendant's Motion for Summary Judgment, denying in part Plaintiff's Motion for summary judgment, denying Plaintiff's Motion for Defendant's Certification and holding in abeyance the question of whether the FBI conducted an adequate search for responsive records to allow Defendant to supplement the record. Defendant shall supply a supplemental declaration no later than May 18, 2018. Plaintiff may file a responsive brief no later than June 8, 2018. Should the Court determine that a hearing is necessary it will notify the parties. (jcslc1S, COURT STAFF) (Filed on 4/4/2018) (Additional attachment(s) added on 4/4/2018: # <u>1</u> Certificate/Proof of Service) (klhS, COURT STAFF). (Entered: 04/04/2018)
04/06/2018	<u>96</u>	NOTICE OF APPEAL to the 9th Circuit Court of Appeals filed by Vinton P. Frost. Appeal of Order on Motion for Summary Judgment <u>95</u> (Filing Fee IFP). ***18-15595*** (gbaS, COURT STAFF) (Filed on 4/6/2018) Modified on 4/11/2018 (gbaS, COURT STAFF). (Entered: 04/06/2018)
04/11/2018	<u>97</u>	USCA Case Number 18-15595 for <u>96</u> Notice of Appeal filed by Vinton P. Frost. (gbaS, COURT STAFF) (Filed on 4/11/2018) (Entered: 04/11/2018)
04/17/2018	<u>98</u>	MOTION to Strike Defendant's Improper Filing From the Records filed by Vinton P. Frost. Motion Hearing set for 5/25/2018 09:00 AM in San Francisco, Courtroom G, 15th Floor before Magistrate Judge Joseph C. Spero. Responses due by 5/1/2018. Replies due by 5/8/2018. (msrS, COURT STAFF) (Filed on 4/17/2018) (Entered: 04/18/2018)
04/18/2018	<u>99</u>	Declaration of Vinton Frost in Support of <u>98</u> MOTION to Strike <u>66</u> Declaration in Support, filed by Vinton P. Frost. (Related document(s) <u>98</u>) (gbaS, COURT STAFF) (Filed on 4/18/2018) (Entered: 04/19/2018)
04/25/2018	<u>100</u>	OPPOSITION/RESPONSE (re <u>98</u> MOTION to Strike <u>66</u> Declaration in Support,) filed byUnited States Department of Justice. (Attachments: # <u>1</u> Certificate/Proof of Service)(Scharf, James) (Filed on 4/25/2018) (Entered: 04/25/2018)
04/30/2018	<u>101</u>	REPLY (re <u>98</u> MOTION to Strike <u>66</u> Declaration in Support) filed by Vinton P. Frost. (gbaS, COURT STAFF) (Filed on 4/30/2018) (Entered: 05/01/2018)
05/02/2018	<u>102</u>	Request for Supplemental Response to Motion to Strike to be filed by May 11, 2018. Signed by Judge Joseph C. Spero on May 2, 2018. (jcslc1S, COURT STAFF) (Filed on 5/2/2018) (Additional attachment(s) added on 5/2/2018: # <u>1</u> Certificate/Proof of Service) (klhS, COURT STAFF). (Entered: 05/02/2018)
05/03/2018	<u>103</u>	OPPOSITION/RESPONSE (re <u>98</u> MOTION to Strike <u>66</u> Declaration in Support,) <i>Federal Defendant's Supplemental Response</i> filed byUnited States Department of Justice. (Attachments: # <u>1</u> Certificate/Proof of Service)(Scharf, James) (Filed on 5/3/2018) (Entered: 05/03/2018)
05/04/2018	<u>104</u>	ORDER by Judge Joseph C. Spero DENYING REQUEST TO RECONSIDER COURTS PRIOR RULING AND PROVISIONALLY PLACING DOCKET NO. 66-1 UNDER SEAL (jcslc1S, COURT STAFF) (Filed on 5/4/2018) (Additional attachment(s) added on 5/4/2018: # <u>1</u> Certificate/Proof of Service) (klhS, COURT STAFF). (Entered: 05/04/2018)
05/07/2018	<u>105</u>	NOTICE (Plaintiff's Question for Court) by Vinton P. Frost (gbaS, COURT STAFF) (Filed on 5/7/2018) (Entered: 05/07/2018)
05/15/2018	<u>106</u>	ERRONEOUS ENTRY, PLEASE DISREGARD. PLEASE SEE DOCKET NO. <u>107</u> *** Declaration of David M. Hardy in Support of <u>95</u> Order on Motion for Summary Judgment, Order on Motion for Miscellaneous Relief filed by United States Department of Justice. (Attachments: # <u>1</u> Certificate/Proof of Service)(Related document(s) <u>95</u>) (Scharf, James) (Filed on 5/15/2018) Modified on 5/15/2018 (gbaS, COURT STAFF). (Entered: 05/15/2018)
05/15/2018	<u>107</u>	Declaration of David M. Hardy in Support of <u>95</u> Order on Motion for Summary Judgment,,,, Order on Motion for Miscellaneous Relief,,,,,, filed byUnited States Department of Justice. (Attachments: # <u>1</u> Certificate/Proof of Service)(Related document(s) <u>95</u>) (Scharf, James) (Filed on 5/15/2018) (Entered: 05/15/2018)

05/16/2018	<u>108</u>	Request for Judicial Notice filed by United States Department of Justice. (Attachments: # <u>1</u> Attachment, # <u>2</u> Certificate/Proof of Service)(Scharf, James) (Filed on 5/16/2018) (Entered: 05/16/2018)
05/21/2018	<u>109</u>	OBJECTION to Mr. Hardy's Supplemental Declaration by Vinton P. Frost. (gbaS, COURT STAFF) (Filed on 5/21/2018) (Entered: 05/21/2018)
05/21/2018	<u>110</u>	OBJECTION to Federal Defendants' Request for Judicial Notice by Vinton P. Frost. (gbaS, COURT STAFF) (Filed on 5/21/2018) (Entered: 05/21/2018)
05/23/2018	<u>111</u>	MOTION to Transfer Case ; filed by Vinton P. Frost. Responses due by 6/6/2018. Replies due by 6/13/2018. (aaaS, COURT STAFF) (Filed on 5/23/2018) (Entered: 05/23/2018)
05/29/2018	<u>112</u>	OPPOSITION/RESPONSE (re <u>111</u> MOTION to Transfer Case) filed by United States Department of Justice. (Attachments: # <u>1</u> Certificate/Proof of Service)(Scharf, James) (Filed on 5/29/2018) (Entered: 05/29/2018)
06/04/2018	<u>113</u>	ORDER by Judge Joseph C. Spero denying <u>111</u> Motion to Transfer Case. (jcslc1S, COURT STAFF) (Filed on 6/4/2018) (Additional attachment(s) added on 6/4/2018: # <u>1</u> Certificate/Proof of Service) (klhS, COURT STAFF). (Entered: 06/04/2018)
08/14/2018	<u>114</u>	MOTION for Administrative Relief filed by Vinton P. Frost. Responses due by 8/28/2018. Replies due by 9/4/2018. (gbaS, COURT STAFF) (Filed on 8/14/2018) (Entered: 08/15/2018)
08/16/2018	<u>115</u>	ORDER by Judge Joseph C. Spero denying <u>114</u> Motion for Entry of Judgment. (jcslc1S, COURT STAFF) (Filed on 8/16/2018) (Additional attachment(s) added on 8/16/2018: # <u>1</u> Certificate/Proof of Service) (klhS, COURT STAFF). (Entered: 08/16/2018)
09/18/2018	<u>116</u>	ORDER of USCA as to <u>26</u> Notice of Appeal, filed by Vinton P. Frost. (gbaS, COURT STAFF) (Filed on 9/18/2018) (Entered: 09/18/2018)
11/19/2018	<u>117</u>	MANDATE of USCA as to <u>26</u> Notice of Appeal, filed by Vinton P. Frost. (gbaS, COURT STAFF) (Filed on 11/19/2018) (Entered: 11/19/2018)
12/21/2018	<u>118</u>	STATEMENT OF RECENT DECISION pursuant to Civil Local Rule 7-3.d filed by United States Department of Justice. (Attachments: # <u>1</u> Certificate/Proof of Service)(Scharf, James) (Filed on 12/21/2018) (Entered: 12/21/2018)
03/13/2019	<u>119</u>	ORDER ORDER GRANTING SUMMARY JUDGMENT IN FAVOR OF DEFENDANT WITH RESPECT TO ADEQUACY OF FBI SEARCH. Signed by Judge Joseph C. Spero on March 13, 2019. (jcslc1S, COURT STAFF) (Filed on 3/13/2019) (Additional attachment(s) added on 3/13/2019: # <u>1</u> Certificate/Proof of Service) (klhS, COURT STAFF). (Entered: 03/13/2019)
03/13/2019	<u>120</u>	CLERK'S JUDGMENT in favor of United States Department of Justice against Vinton P. Frost (klhS, COURT STAFF) (Filed on 3/13/2019) (Entered: 03/13/2019)